

Senate Engrossed House Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 66

HOUSE BILL 2125

AN ACT

AMENDING SECTIONS 23-475 AND 41-1057, ARIZONA REVISED STATUTES; RELATING TO
THE DIVISION OF OCCUPATIONAL SAFETY AND HEALTH.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 23-475, Arizona Revised Statutes, is amended to
3 read:

4 23-475. Duties of division

5 The division shall:

6 1. EXCEPT AS PROVIDED IN SECTION 23-485, inspect boilers and lined
7 hot water storage heaters pursuant to UNDER this article.

8 2. Recommend standards, regulations and amendments to such standards
9 and regulations to the commission for approval or disapproval.

10 3. Enforce, ~~pursuant to~~ UNDER section 23-478, all standards and
11 regulations ~~promulgated~~ ADOPTED by the commission.

12 Sec. 2. Section 41-1057, Arizona Revised Statutes, is amended to read:

13 41-1057. Exemptions

14 In addition to the exemptions stated in section 41-1005, this article
15 does not apply to:

16 1. An agency which is a unit of state government headed by a single
17 elected official.

18 2. The corporation commission, which shall adopt substantially similar
19 rule review procedures, including the preparation of an economic impact
20 statement and a statement of the effect of the rule on small business.

21 3. The state board of directors for community colleges.

22 4. The state board of education. ~~and the state board for vocational~~
23 ~~and technological education.~~

24 5. The industrial commission of Arizona when incorporating by
25 reference the federal occupational safety and health standards as published
26 in 29 Code of Federal Regulations parts 1904, 1910, 1926 and 1928.

27 6. The Arizona state lottery if making rules that relate only to the
28 design, operation or prize structure of a lottery game.

APPROVED BY THE GOVERNOR APRIL 8, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 9, 2004.